

RESOLUTION NO. 2007-45

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA EXPRESSING ITS INTENT TO ADOPT EAR-BASED TEXTUAL AMENDMENTS TO THE HIALEAH, FLA., COMPREHENSIVE PLAN 2003-2015 AND IN PARTICULAR, AMENDMENTS TO THE FUTURE LAND USE ELEMENT, HOUSING ELEMENT, POTABLE WATER ELEMENT, CONSERVATION ELEMENT, RECREATION AND OPEN SPACE ELEMENT, INTERGOVERNMENTAL COORDINATION ELEMENT, CAPITAL IMPROVEMENTS ELEMENT THAT ALSO INCLUDES A RE-JUSTIFICATION OF THE TRANSPORTATION CONCURRENCY MANAGEMENT AREAS 2006-2015, WHICH WAS PRESENTED TO THE CITY COUNCIL AT A MEETING ON APRIL 24, 2007; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Hialeah, Fla., Ordinance 04-75 (Oct. 13, 2004), the City of Hialeah, Florida adopted its Hialeah, Fla., Comprehensive Plan 2003-2015 according to the requirements of Chapter 163, Part II, Florida Statutes, known as the Local Government Comprehensive Planning and Land Development Regulation Act ("Act"); and

WHEREAS, according to Florida Statutes § 163.3191 and Fla. Admin. Code R. 9J-5 and 9J-33 promulgated under the Act, the City of Hialeah adopted an Evaluation and Appraisal Report to its Hialeah, Fla., Comprehensive Plan 2003-2015 pursuant to Hialeah, Fla., Ordinance 05-71 (Aug. 24, 2005); and

WHEREAS, a City-initiated request to adopt EAR-based amendments to the Hialeah, Fla., Comprehensive Plan 2003-2015 was presented to the City Council and was recommended for approval by the Planning and Zoning Board, at the meeting of March 28, 2007, subject to approval by the Florida Department of Community Affairs or as otherwise provided in section 163.3184, Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

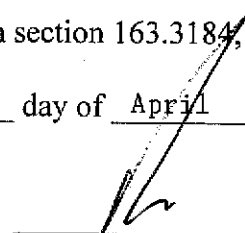
Section 1: It is the intent of the City Council that that the Evaluation and Appraisal Report (EAR)-based textual amendments to the Hialeah, Fla., Comprehensive

Plan 2003-2015 and in particular, amendments to the Future Land Use Element, Housing Element, Potable Water Element, Conservation Element, Recreation and Open Space Element, Intergovernmental Coordination Element, Capital Improvements Element that also included a Re-Justification of the Transportation Concurrency Management Areas 2006-2015, as set forth hereinbelow, after appropriate comment and public hearing, shall be considered for approval. The proposed amendments (Exhibit "1"), which is made a part hereof for all purposes, shall be on file in the Office of the City Clerk.

Section 2: Effective Date.

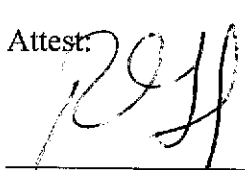
This Resolution shall become effective only upon approval of the Florida Department of Community Affairs, the state planning agency, pursuant to Chapter 163, Part II, Florida Statutes, or as otherwise provided in section 163.3184, Florida Statutes.

PASSED AND ADOPTED this 24 day of April, 2007.



Esteban Bovo
Council President

Attest:



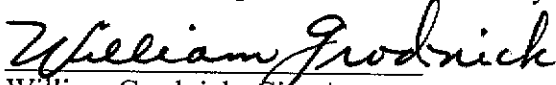
Rafael E. Granado, City Clerk

Approved on this 25 day of April, 2007.



Mayor Julio Robaina

Approved as to legal form and sufficiency:



William Grodnick, City Attorney

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Resolution was adopted by a unanimous vote with Councilmembers Bovo, Caragol, Casals-Muñoz, Gonzalez, Hernandez, Miel and Yedra voting "Yes".